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In re application of

Spence et al.

Serial No. 10/039,237

Filed: December 31, 2001

For: PROCESS FOR MANUFACTURING A CELLULOSIC
PAPER PRODUCT EXHIBINT REDUCED MALDOR

DECISION ON
PETITION

This is a response to the PETITION TO WITHDRAW HOLDING OF ABANDONMENT filed December 17, 2004. The petition requests that the abandonment, as set forth in the Notice of Abandonment of December 9, 2004, for failure to timely file a proper reply to the Office letter mailed May 11, 2004 be withdrawn since applicants did timely file a reply on August 9, 2004.

DECISION

The instant request has been accepted as a petition to withdraw the holding of abandonment under the provisions of 37 CFR 1.181 (no fee) - no abandonment-in-fact. A review of the evidence presented reveals that the petitioner filed a facsimile reply, Amendment C, on August 9, 2004. The evidence provided includes a copy of the facsimile transmission with the completed Certification of Facsimile Transmission attached to Amendment C, which was filed to the USPTO facsimile telephone number 703-872-9306 on August 9, 2004. Accordingly, any holding of abandonment for failure to timely file a proper reply to the Office letter mailed May 11, 2004 is hereby vacated, and the application is returned to pending status.

The application shall be forwarded to the examiner for entry and processing and consideration of the reply originally filed August 9, 2004.

The Petition is **GRANTED**.

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